

AP
2/2006



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kirk Johnson

Application No.: 09/824,527

Group: 2143

Filed: April 2, 2001

Examiner: Joseph E. Avellino

Confirmation No.: 1065

For: METHOD AND APPARATUS FOR A MINIMALIST APPROACH TO
IMPLEMENTING SERVER SELECTION

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CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
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Amy Green	
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment After Final Rejection for filing in the above-identified application.

- Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The claims fee has been calculated as shown below:

					SMALL ENTITY	OTHER THAN SMALL ENTITY
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE
TOTAL	74	MINUS	* 66	8	X \$25	\$
INDEP	6	MINUS	** 9	0	X \$100	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$180	\$

* not fewer than 20
 ** not fewer than 3

TOTAL= \$ 0 TOTAL= \$ 400

The Application Size Fee has been calculated as shown below:*(Effective for cases filed on or after December 8, 2004)*

Actual Sheets (Including current amendment)	Highest No. of Sheets Paid For (At least 100)	No. of Additional Units Required (Increments of 50 sheets)	SMALL ENTITY		OTHER THAN SMALL ENTITY	
			Rate	Total Amount Owed	Rate	Total Amount Owed
			X \$125	\$[]	X \$250	\$[]

Payment
Sufficient for
up to
[] Sheets

Petition for Extension of Time

[] Applicant hereby petitions to extend the time to respond to the [] dated [] for [] month(s) from [] to []. The appropriate fee is set forth below.

[] [For action-specific language in an extension of time, go to insert, file, public folders, firm templates, and select the appropriate paragraph.]

Please charge Deposit Account No. 08-0380 for the following fees:

[] Petition for [] month Extension of Time	\$ _____
[X] Claims Fee	\$ <u> </u> 400
[] Application Size Fee	\$ _____
[] Other Fees: _____ _____	\$ _____ \$ _____
	TOTAL: \$ <u> </u> 400

A check is enclosed in payment of the following fees:

[] Petition for [] month Extension of Time	\$ _____
[] Claims Fee	\$ _____
[] Application Size Fee	\$ _____
[] Other Fees: _____ _____	\$ _____ \$ _____
	TOTAL: \$ <u> </u> 0

[X] Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Mark B. Solomon
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Dated: 12/7/05



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AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. § 1.116

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Amendment After Final Rejection is being filed in response to the Final Office Action mailed from the U.S. Patent and Trademark Office on October 7, 2005 in the above-identified application.

Applicant thanks Examiner Avellino for conducting an Examiner's Interview on December 6, 2005. Substance of the discussion of the Examiner's interview is included in the Remarks section below. This Amendment is being filed within two months of the mailing of the Final Office Action. Accordingly, Applicant respectfully requests an Advisory Action.

Please amend the application as follows:

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